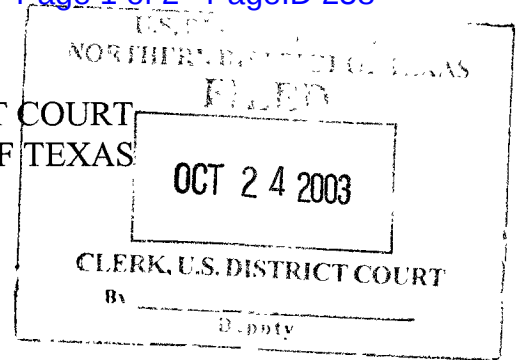


IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
AMARILLO DIVISION



JAMES AVERY RUSH, IV,

Plaintiff,

VS.

NATIONAL BOARD OF MEDICAL
EXAMINERS,

Defendant.

NO. 2-03CV-0140J

**REPORT ON STATUS OF
SETTLEMENT NEGOTIATIONS**

Pursuant to the Court's Original Rule 16 Scheduling Order, the parties advise the Court that while there have been some discussions regarding settlement an agreement has not been reached. The parties have agreed to mediate this case before John Simpson on November 4, 2003. As per the Court's instruction, if the case is not settled on that date, the mediation will be adjourned until after Defendant's experts are submitted and Plaintiff has had an opportunity to review them.

Respectfully submitted,

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